

**GOVERNMENT OF ANDHRA PRADESH**

**ABSTRACT**

Public Services – PR&RD – Allegations of irregularities in the work “CPWS Scheme to Allur and other habitations (Phase – II), Nellore Dist. – Disciplinary proceedings against Sri V.Sampada Rao, the then E.E., RWS&S, division Nellore, under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

**G.O.Rt.No. 428**

**Dated:24 .04.2015**

**Read the following:**

- 1)From the Genl. Admn. (V&E) Deptt., Appraisal Report No.8 (491/V&E/E2/2012) dt.17.07.2014.
- 2)G.O.Ms.No. 45 P.R.&R.D.(Vig.II)Deptt., dated.24 .04.2015.

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**ORDER:**

It is proposed to hold an enquiry against Sri V.Sampada Rao, the then Executive Engineer Rural Water Supply & Sanitation, division Nellore, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri V.Sampada Rao, the then Executive Engineer, Rural Water Supply & Sanitation, division Nellore, is directed to submit his written statement of defence within ten (10) days for the date of receipt of this order.

4. Sri V.Sampada Rao, the then Executive Engineer, Rural Water Supply & Sanitation, division Nellore, is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri V.Sampada Rao, the then Executive Engineer, Rural Water Supply & Sanitation, division Nellore, is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri V.Sampada Rao, the then Executive Engineer, Rural Water Supply & Sanitation, division Nellore, division Nellore, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri V.Sampada Rao, the then E.E., RWS&S., division Nellore District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR. K.S. JAWAHAR REDDY  
SECRETARY TO GOVERNMENT (P.R.&R.W.S.)

To

Sri V.Sampada Rao, the then E.E., RWS&S., division Nellore District through the Engineer-in-Chief, Rural Water Supply & Sanitation, A.P., Hyderabad.

The Engineer-in-Chief, Rural Water Supply & Sanitation, A.P., Hyderabad. (In duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:

The Genl. Admn. (Vigilance & Enforcement) Dept. (with reference to Vig. & Enf. Appraisal Report No.08 (491 /V&E / E2/2012) dt.17.07.2014

The PR&RD (Estt.I) Department.

The Secretary, Andhra Pradesh, Vigilance Commission, Hyd.

S.f./S.C.

//FORWARDED::BY ORDER//

SECTION OFFICER.

## **ANNEXURE-I**

### **STATEMENT OF ARTICLE OF CHARGES AGAINST SRI V. SAMPADA RAO THE THEN EXECUTIVE ENGINEER RWS&S, DIVISION NELLORE DISTRICT.**

#### **Article of charge:**

Sri V.Sampada Rao, while working as Executive Engineer, Rural Water Supply & Sanitation, Nellore has failed to maintain the register in Office of Executive Engineer; exhibited gross negligence in revalidation of bank Guarantees (BGs) of Sri K.L Sreedhar Reddy, Contractor and; violated guidelines issued in para 459 of AP PW account code, in violation of guidelines in discharging his legitimate duties.

#### **Basis for charge :**

The work "CPWS Scheme to Allur iskapally and (47) other habitations (Phase II) in Nellore District , EST Cost Rs. 500.00 lakhs" was entrusted to Sri K.L Sridheer Reddy on turnkey basis. Subsequently, the agreement was cancelled under clause 60 (A ) of APDSS. i.e forfeiture of the security deposit and the total of the amount with held under clause (68) together with the value of such work as may have been executed and not paid for.

The Genl. Admn. (Vigilance and Enforcement) department inspected the above work based on the news published in Eenadu daily news paper and vide their appraisal report No.08 (491/V&E/E2/2012) dt. 17.07.2014, they have reported, that the Validity period of Bank Guarantees by the contractor for Rs.16,21,900/- towards EMD and security deposit was expired and no action was initiated for renewal of bank guarantees, which shows gross violation of para 459 of APPW Accounts code, which state that without the special orders of competent authority, no security deposit should be repaid or transferred to the depositor or otherwise disposed of except in accordance with the term of his agreement or bond.

Further the then Executive Engineer has failed to enter the particulars of BGs pertaining to the above work anywhere in the bank Guarantee register. As per the norms, the register should be periodically checked and countersigned by the Executive Engineer, duly verifying the date of issue and period of validity, so that the Bank Guarantees can be revalidated on expiry.

Hence Sri V. Sampada Rao, the then Executive Engineer, RWS&S, Division Nellore District (retired) has not properly monitored over his subordinates for proper maintained of BGs register being the Divisional head and passing authority. He has failed to observe and allowed the Contractor for using the above BGs & SD amounts to another work and caused loss to exchequer to the Government.

Hence, the charge.

DR. K.S. JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

SECTION OFFICER.

**ANNEXURE-II**

**LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.SAMPADA RAO THE THEN EXECUTIVE ENGINEER RWS&S, DIVISION NELLORE DISTRICT ARE PROPOSED TO BE SUSTAINED.**

V&E Appraisal Report No.08 (491 /V&E / E2/2012) dt.17.07.2014.

DR. K.S. JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

SECTION OFFICER.

**ANNEXURE-III**

**LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.SAMPADA RAO THE THEN EXECUTIVE ENGINEER RWS&S, DIVISION NELLORE DISTRICT ARE PROPOSED TO BE SUSTAINED.**

-Nil-

DR. K.S. JAWAHAR REDDY  
SECRETARY TO GOVERNMENT

SECTION OFFICER.